2876

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number **Application Number** 09/775,716 TRANSMITTAL February 1, Filing Date FORM Mark E. Tuttle **First Named Inventor** Group Art Unit used for all correspondence after initial filing) J. Franklin **Examiner Name** MI40-322 Total Number of Pages in This Submission Attorney Docket Number **ENCLOSURES** (check all that apply) After Allowance Communication Assignment Papers Fee Transmittal Form to Group (for an Application) Appeal Communication to Board Fee Attached Drawing(s) of Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Reply Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter Power of Attorney, Revocation Change of Correspondence Address Other Enclosure(s) (please · Extension of Time Request identify below): Terminal Disclaimer Postcard **Express Abandonment Request** Request for Refund Information Disclosure Statement CD, Number of CD(s)_ Certified Copy of Priority Remarks Document(s) Response to Missing Parts/ The Commissioner is hereby authorized to charge Incomplete Application any additional fees required under 37 CFR Sections Response to Missing Parts 1.16 and 1.17 and credit any overpayments to: under 37 CFR 1.52 or 1.53 23-0925 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT - Reg. No. 36,138 Frederick M. Fliegel, Ph.D. Firm Wells, St. John, Roberts, Gregory & Matkin P.S. Individual name Customer No. 021567 Signature Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: Robin Saldivi⁄a Typed or printed name Signature Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Approved for use through 10/31/2002 0MB 06970

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMME RANSMITTAL 09/775,716 **Application Number** February 1, Filing Date for FY 2001 Mark E. Tuttle First Named Inventor **Examiner Name** Franklin <u>Jamara A.</u> tent fees are subject to annual revision. Group Art Unit 2876 (\$) 110.00 MI40-322 TOTAL AMOUNT OF PAYMENT Attorney Docket No.

METHOD OF PAYMENT	FEE CALCULATION (continued)						
1. X The Commissioner is hereby authorized to charge indicated fees and credit any overnaments to:	3. ADDITIONAL FEES						
Deposit	· Large Small Entity Entity						
Account Number 23-0925	Fee Fee Fee Fee Fee Description	Fee Paid					
Deposit Account Wells, St. John et al.	Code (\$) Code (\$) 105 130 205 65 Surcharge - late filing fee or oath						
Name Charge Any Additional Fee Required	127 50 227 25 Surcharge - late provisional filing fee or cover sheet						
Under 37 CFR 1.18 and 1.17	139 130 139 130 Non-English specification						
Applicant claims small entity status. See 37 CFR 1.27	147 2,520 147 2,520 For filing a request for exparte reexamination						
2. X Payment Enclosed:	112 920° 112 920° Requesting publication of SIR prior to						
∑ Check Credit card Money Dther Other	Examiner action						
FEE CALCULATION	113 1,840* 113 1,840* Requesting publication of SIR after Examiner action						
1. BASIC FILING FEE	115 110 215 55 Extension for reply within first month						
Large Entity Small Entity	116 390 216 195 Extension for reply within second month						
Fee Fee Fee Fee Description Code (\$) Code (\$) Fee Paid	117 890 217 445 Extension for reply within third month						
Code (\$) Code (\$) Fee Paid 101 710 201 355 Utility filing fee	118 1,390 218 695 Extension for reply within fourth month						
106 320 206 160 Design filing fee	128 1,890 228 945 Extension for reply within fifth month						
107 490 207 245 Plant filing fee	119 310 219 155 Notice of Appeal						
108 710 208 355 Reissue filing fee	120 310 220 155 Filing a brief in support of an appeal						
114 150 214 75 Provisional filing fee	121 270 221 135 Request for oral hearing						
	138 1,510 138 1,510 Petition to institute a public use proceeding						
SUBTOTAL (1) (\$) ()	140 110 240 55 Petition to revive - unavoidable						
2. EXTRA CLAIM FEES	141 1,240 241 620 Petition to revive - unintentional						
Fee from Extra Claims below Fee Paid	142 1,240 242 620 Utility issue fee (or reissue)						
Total Claims20** = X =	143 440 243 220 Design issue fee						
Independent - 3** = X = X	144 600 244 300 Plant issue fee						
Multiple Dependent =	122 130 122 130 Petitions to the Commissioner						
	123 50 123 50 Processing fee under 37 CFR 1.17(q)						
Large Entity Small Entity Fee Fee Fee Fee Fee Description	126 180 126 180 Submission of Information Disclosure Stmt						
Code (\$) Code (\$)	581 40 581 40 Recording each patent assignment per						
103 18 203 9 Claims in excess of 20	property (times number of properties)						
102 80 202 40 Independent claims in excess of 3	146 710 246 355 Filing a submission after final rejection (37 CFR § 1.129(a))						
104 270 204 135 Multiple dependent claim, if not paid 109 80 209 40 ** Reissue independent claims over original patent	149 710 249 355 For each additional invention to be examined (37 CFR § 1.129(b))						
110 18 210 9 ** Reissue claims in excess of 20	179 710 279 355 Request for Continued Examination (RCE)						
and over original patent	169 900 169 900 Request for expedited examination of a design application						
SUBTOTAL (2) (\$) 0	Other fee (specify) Terminal Disclaimer 110						
**or number previously paid, if greater; For Reissues, see above *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 110.00							

SUBMITTED BY					Complete (il	Complete (if applicable)	
Name (Print/Type)	Frederick M.	Fliegel, Ph	Registration No. (Attorney/Agent)	36,138	Telephone	509-624-4276	
Signature	on -				Date	Aug. 17,2001	

WARNING: Information on this form may become public. Credit card information should not • be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.